

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

HILMAR LEIBER,

Plaintiff,

v.

ARBORETUM JOINT VENTURE, LLC, Et
al.

Defendants.

WACHOVIA BANK, N.A.,

Third-Party Plaintiff,

v.

DRESDNER BANK, AG, Et al.

Civil Action No. 3:05-CV-305-H

ORDER FOR DISMISSAL WITHOUT
PREJUDICE

This matter comes before the Court upon motion of the plaintiff pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure for voluntary dismissal without prejudice of all claims in this action.

The plaintiff's motion is hereby GRANTED. It is, accordingly, hereby ORDERED, ADJUDGED AND DECREED that ALL CLAIMS in this action are hereby DISMISSED WITHOUT PREJUDICE.

This the 21st day of Oct., 2005.



Honorable Carl Horn III